Kerala Gazette No. 51 dated 27th December 1983.
PART I A

GOVERNMENT OF KERALA

Election Department

NOTIFICATION

No. 6403/EL. 3/83/Elec. *Dated, Trivandrum, 16th November* 1983.

The following orders No. 76/KL/83 (154-155) and 76/KL/82(156) both dated 7th October 1983 of the Election Commission of India are hereby published.

By order,
R. RAMACHANDRAN NAIR,
Chief Electoral Officer.

ELECTION COMMISSION OF INDIA

Ashoka Road,
New Delhi-1.

No. 76/KL/83/(154-155). *Dated, the 7th October* 1983

ORDER

Whereas the Election Commission is satisfied that the each of the contesing candidatest specified in column (4) of the Table below at the election to the State Legislative Assembly as specified in column (2) andheld from the constituency specified in column (3) against his name has failed to lodge any account of his election expenses, within the time and in the manner, as shown in column (5) of the said Table as required by the Representation of the People Act, 1951 and the Rules made thereunder;

And, whereas, the said candidates have either not furnished any reason or explanation for the said failure even after the due notice of the Election Commission, after considering the representation made by them, if any, is satisfied that they have no good reason or justification for the said failure;

Now, therefore, in pursuance of section 10A of the R. P. Act, 1951, the Election Commission hereby declares the person specified in colnmn(4)of the Table below to be disqualified for being chosen as, and for being, a member of either House of the Parliament or of the Legislative Assembly or Legislative Council of a State for a period of 3 years from the date of this order:—

TABLE

Sl. No.	Particulars of election	Sl. No. and Name of the Assembly Constituency	Name of the contesting candidates	Reason for disqualification
(1)	(2)	(3)	(4)	(5)
1	General election to Kerala Legislative Assembly 1982	49. Palghat	Shri Manikkath Krishna Menon, Manikkath Kulam P. O., Nellipalli, Falghat District, Kerala.	Failed to lodge the account in the manner
2	Do.	77. Perumbavoor	Shri K. Velappan, s/o Kandan Kali Puthattu, Navarthu, Pallipuram, (P.O.) Shertallai, Alleppey District, Kerala.	Failed to lodge the account within the time and in the manner

By order,

(Sd.)

M. L. WAHI,

Under Secretary,

Election Commission of India.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan
Ashoka Road,
New Delhi-1

No. 76/KL/82(156). *Dated, the 7th October* 1983.

ORDER

Whereas the Election Commission is satisfied that Shri Devassikutty Thommankutty, 938 A/37, St. Alberts Lane, Cochin-1, a contesting candidate for General election to the Kerala Legislative Assembly held in 1982 from 69. Vadakkekara Constituency has failed to lodge an account of his election expenses at all as required by the Representation of the people Act, 1951 and the Rules made thereunder;

And whereas the notice issued to the said candidate under Rule 89 (5) of the Conduct of Elections Rules, 1961 could not be served on him as his whereabouts are not known and the Election Commission is satisfied that he has no good reason or justification for the failure:

Now, therefore, in pursuance of section 10A of the said Act, the Election Commission hereby declares the said Shri Devassikuty Thommankutty to be disqualified for being chosen as, and for being a member of either House of Parliament or of the Legislative Assembly or Legislative Council of a State for a period of three years from the date of this order.

By order,
(Sd.)
M. L. WAHI,
Under Secretary,
Election Commission of India.

Kerala Gazette No. 51 dated 27th December 1983.

PART IA

GOVERNMENT OF KERALA

Election Department

NOTIFICATION

No. 6652/EL. I/83/Elec. *Dated, Trivandrum, 25th November* 1983.

Election Commission's Notification No. 82/KL-LA/19/77/83. Vol. II dated 18-11-1983 is hereby published.

By order,

R. RAMACHANDRAN NAIR,

Chief Electoral Officer.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashok Road,
New Delhi-110001

Dated, the 18th November, 1983.

NOTIFICATION

No. 82/KL-LA/19/77/83. Vol. II in pursuance of Section 116 C of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the judgement of the Supreme Court of India dated 25th October, 1983 in Civil appeal 2813 of 1977 in E.P. No. 19 of 1977.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 2813 OF 1977

G. Varathan ... Appellant.

Versus

Kuttappan & Ors. ... Respondents.

ORDER

We have heard counsel for the parties and have also gone through the judgment of the High Court. In spite of his best effort to support the case of the appellant, we find overwhelming evidence that respondent No. 1

belonged to Hindu Pallau caste which is acknowledged as scheduled caste in Part VIII A (entry 45) the Schedule giveu in the Constitution (Scheduled Castes) Order 1950. The High Court has rightly pointed out that the statements coutained iu Exhibits P. 3, R. 2 and R. 6 clearly prove that respondent No. 1 beloaged to Hindu Pallan as mentioned in the schedule giveu in the Constitution (Scheduled Castes) Order 1950. In this view of the matter we are satisfied that there is uo error iu the judgement of the High Court. We therefore, dismiss the appeal without any order as to costs.

(Sd.)
S. MURTAZA FAZAL ALI, J
(Sd.)
R. B. MISRA, J
(Sd.)
M. P. THAKKAR, J

New Delhi,
October, 25, 1983.

By order,
(Sd.)
M. L. WAHI,
Under Secretary to the
Election Commission of India.

Kerala Gazette No. 51 dated 27th December 1983.
PART I A

GOVERNMENT OF KERALA

Election Department

NOTIFICATION

No. 6881/EL1/83/Elec. *Dated, Trivandrum, 29th November* 1983.

Election Commission's notification No. 82/KL-LA/4/80/83 dated 22nd November 1983 is hereby published.

By order,
R. RAMACHANDRAN NAIR,
Chief Electoral Officer.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashok Road,
New Delhi-110001.

Dated, 22nd *November*, 1983.

NOTIFICATION

No. 82/KL-LA/4/80/83.—In pursuance of Section 116C of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the order of the Supreme Court of India dated 27-10-1983. in Civil Appeal No. 2013 (NCE) of 80 filed against the Judgement and order dated 22-10-1982 of Kerala High Court in E. P. No. 4 of 1980.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 2013 (NCE)/80

K. P. R. Nair .. Appellant

Versus

P. K. Vasudevan Nair, and Ors. .. Respondent

ORDER

Counsel for the appellant states that the appeal has become infructuous. The appeal is accordingly dismissed without any order as to costs.

(Sd.)
S. MURTAZA FAZAL ALI, J

(Sd.)
R. B. MISRA, J

(Sd.)
M. P. THAKKAR, J

By order,
(Sd.)

M. L. WAHI,
Under Secretary to the Election Commission of India.

27-10-1983.